IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE K.K.DENESAN

FRIDAY, THE 12TH JANUARY 2007 / 22ND PAUSHA 1928

WP(C).No. 1531 of 2007(G)

PETITIONER:

AJAI GHOSH A.S.,
NON-MEDICAL SUPERVISOR, GOVERNMENT HOSPITAL,
NADAPURAM, KOZHIKODE.

BY ADV. SRI.C.S.ABDUL SAMMAD
SRI.V.D.BALAKRISHNA KARTHA

RESPONDENTS:
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1. STATE OF KERALA- REPRESENTED BY
SECRETARY TO GOVERNMENT,
HEALTH AND FAMILY WELFARE DEPARTMENT,
GOVERNMENT SECRETARIAT, TRIVANDRUM.

2. THE DIRECTOR OF HEALTH SERVICES,
TRIVANDRUM.

3. THE SUPERINTENDENT,
GOVERNMENT HOSPITAL,
NDAPURM, KOZHIKODE DISTRICT.

BY GOVT. PLEADER SHRI. P.NANDAKUMAR

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 12/1/2007 , THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

K.K.DENESAN, J.

WP(C)No. 1531 OF 2007

Dated this the 12th January, 2007.

JUDGMENT

The petitioner is a Non-Medical Supervisor working in the Government Hospital, Nadapuram, Kozhikode. The Director of Health Services has issued Ext.P5 order transferring different categories of employees including Non-Medical Supervisors. It is seen that this has been done in the wake of abolition of regular posts and creation of supernumerary posts. The petitioner submits that having regard to the special reasons he should have been spared from transfer. It is stated that he is a physically handicapped person having 40% disability. He had worked in Wayanad district. Considering the topography it would be difficult for him to carry on with his life there. Ext.P6 appeal has been filed by him before the first respondent requesting to modify the transfer order.

2. Government has got the power to consider the request of the petitioner and make appropriate modification, if found necessary. In the circumstances the first respondent is directed to consider the request of the petitioner and take appropriate decision on Ext.P6 within

three weeks from the date of receipt of a copy of the judgment. Writ petition is disposed of as above.

K.K.DENESAN
Judge

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